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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/807,967	03/23/2004	Michael S. W. Tovino	23215-08827	8515
758	7590	02/22/2008		
FENWICK & WEST LLP			EXAMINER	
SILICON VALLEY CENTER			TIEU, BINH KIEN	
801 CALIFORNIA STREET				
MOUNTAIN VIEW, CA 94041			ART UNIT	PAPER NUMBER
			2614	
			MAIL DATE	DELIVERY MODE
			02/22/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No.	Applicant(s)	
	10/807,967	TOVINO, MICHAEL S. W.	
	Examiner	Art Unit	
	/BINH K. TIEU/	2614	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 17 February 2008.
- 2a) This action is FINAL. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-19 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) 15-19 is/are allowed.
- 6) Claim(s) 1-14 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date: _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date: _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Tiliks et al. (Pub. No.: US 2003/0091172) into view of Tognazzini (US. Pat. #: 6,195,420).

Regarding claims 1 and 2, Tiliks et al. ("Tilikis") teaches a method for associating information with a call, the method comprising:

receiving a request to make a call, the call having been initiated by a user on a first device (paragraph [0071]);

prompting, by sending a signal to the first device, the user to enter information (i.e., account code) to associate with the call (paragraphs [0074], [0076], etc.);

receiving, from the first device, a signal comprising such information (paragraphs [0074], [0076], [0082], etc.); and

associating the information with the call (paragraph [0078]).

It should be noticed that Tiliks further teaches the web client 30 to retrieve the information of call records of the recent calls stored from the SCP and SMS databases (see paragraphs [0091]-[0103]). Tiliks fails to clearly teach using a second device to transmit additional information, such as account code, so that a remote terminal, such as a server, can

receive such information. However, Tognazzini teaches a hotel check-out system comprising a table top customer unit or terminal, as shown in figure 1. The customer terminal is used to prepare the final hotel bill, authorize payments, etc. The terminal consists of a cabinet 100 which houses the internal components such as a personal computer with touch screen feature, and a telephone terminal. Tognazzini further teaches that when a customer has questions concerning about the final hotel check bill, he or she will call a hotel cashier via the telephone terminal and provides additional information to the cashier via the personal terminal (see col.6, lines 1-67).

Therefore, it would have been obvious to one of ordinary skill in the art the time the invention was made to incorporate the use of the second device for further input additional information so that such information is received from a remote terminal, as taught by Tognazzini into view of Tiliks in order to establish a voice communication between two parties.

Regarding claim 3, note paragraph [0081].

Regarding claim 4, note paragraphs [0071] and [0072].

Regarding claims 5-6, note paragraph [0078].

Regarding claims 7-8, note paragraph [0079].

Regarding claim 9, note paragraphs [0074], [0076], [0082], etc.

Regarding claims 10-11, note paragraph [0081].

Regarding claim 12, note paragraph [0082].

Regarding claim 13, note paragraph [0061].

Regarding claim 14, note paragraph [0066].

Allowable Subject Matter

3. Claims 15-19 are allowed.

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Tiliks et al. (Pub. No.: US 2006/0251227) is a continuation application of the Tiliks reference cited above.

Hou et al. (US. Pat. #: 5,325,421) teaches a method of transmitting account code from a caller upon a prompt request from a telecommunications service provider.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Binh K. Tieu whose telephone number is (571) 272-7510 and E-mail address: BINH.TIEU@USPTO.GOV.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Curtis Kuntz, can be reached on (571) 272-7499 and **IF PAPER HAS BEEN MISSED FROM THIS OFFICIAL ACTION PACKAGE, PLEASE CALL CUSTOMER SERVICE FOR THE SUBSTITUTIONS OR COPIES.**

Any response to this action should be mailed to:

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/BINH K. TIEU/
Primary Examiner
Technology Division 2614

Date: February 2008